

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 14-1033**

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In Re: MARSHALL JERMAINE PARKER,  
  
Petitioner.

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On Petition for Writ of Mandamus.  
(1:07-cr-00058-NCT-1; 1:13-cv-00628-NCT-JEP)

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Submitted: February 20, 2014                      Decided: February 26, 2014

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Before DUNCAN, DIAZ, and FLOYD, Circuit Judges.

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Petition denied by unpublished per curiam opinion.

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Marshall Jermaine Parker, Petitioner Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Marshall Jermaine Parker petitions for a writ of mandamus, alleging the district court has unduly delayed acting on his 28 U.S.C. § 2255 (2012) motion to vacate his sentence. He seeks an order from this court directing the district court to act. Our review of the district court's docket reveals that the district court has granted Parker's motion. See United States v. Parker, No. 1:07-cr-00058-NCT-1 (M.D.N.C. Jan. 23, 2014). Accordingly, because the district court has recently decided Parker's case, we deny the mandamus petition as moot. We grant leave to proceed in forma pauperis. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

PETITION DENIED